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Date:	August 25, 2005	Phone Number	Fax Number
To:	Examiner Dada	(571) 273-8300	
From:	Kevin J. Zilka		

Docket No.: NAIIP371/99.053.01

App. No: 09/579,810

Total Number of Pages Being Transmitted, Including Cover Sheet: 05

Message:

Please deliver to Examiner Dada.

Thank you,

Kevin J. Zilka

Original to follow Via Regular Mail *Original will Not be Sent* *Original will follow Via Overnight Courier*

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August 25, 2005

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Practitioner's Docket No. NAI1P371/99.053.01

AUG 25 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Victor Kouznetsov

Application No.: 09/579,810

Group No.: 2135

Filed: May 26, 2000

Examiner: B. Dada

For: SYSTEM AND METHOD FOR DYNAMICALLY DETECTING COMPUTER VIRUSES
THROUGH ASSOCIATIVE BEHAVIORAL ANALYSIS OF RUNTIME STATE

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed February 25, 2005, for a second time rejecting claims 1-21.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

08/26/2005 TL0111 00000020 501351 09579810
01 FC:1253 1020.00 DA

08/26/2005 TL0111 00000020 501351 09579810
CERTIFICATION UNDER 37 C.F.R. § 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is *mandatory*; 500.00 DA
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10*

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TRANSMISSION

facsimile transmitted to the Patent and Trademark Office, (571) 273-8300.

Date: 8/25/2005


Signature

Erica L. Farlow

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Notice of Appeal from the Primary Examiner to Board--page 1 of 2

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Appeal Brief is:

Other than a small entity	\$500.00
Notice of Appeal fee due	\$500.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee	\$1,020.00
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If an additional extension of time is required, please consider this a petition therefor.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$500.00
Extension fee	\$1,020.00
TOTAL FEE DUE	\$1,520.00

5. FEE PAYMENT

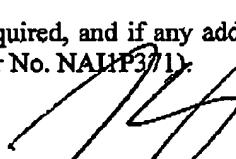
Authorization is hereby made to charge the amount of \$1,520.00 to Deposit Account No. 50-1351 (Order No. NAI1P371).

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NAI1P371).


Signature of Practitioner

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